

historical, cultural, or geographic connection to an Indian tribe.

The Tribal Self-Governance Act of 1994 requires the Secretary, upon request of a majority of self-governance tribes, to initiate procedures under the Negotiated Rulemaking Act, 5 U.S.C. 561 *et seq.*, to negotiate and promulgate regulations necessary to carry out the tribal self-governance program. The Act calls for a negotiated rulemaking committee to be established pursuant to 5 U.S.C. 565 comprised of Federal and tribal representatives, with a majority of the tribal representatives representing self-governance tribes. The Act also authorizes the Secretary to adapt negotiated rulemaking procedures to the unique context of self-governance and the government-to-government relationship between the United States and the Indian tribes. On November 1, 1994, a majority of self-governance tribes wrote the Secretary requesting the immediate initiation of negotiated rulemaking. On February 15, 1995, the self-governance negotiated rulemaking committee was established.

On the same date, an interim rule was published in the Federal Register announcing the criteria for tribes to be included in an applicant pool and the establishment of the selection process for tribes/consortia to negotiate agreements pursuant to the Tribal Self-Governance Act of 1994. This interim rule was added to Title 25 of the Code of Federal Regulations at Part 1001 of Chapter VI. While it may be changed by later rulemaking, the Act stipulates that the lack of promulgated regulations will not limit its effect. The interim rule allowed an additional 20 new tribes/consortia to negotiate compacts and annual funding agreements for fiscal year 1996 and calendar year 1996 as authorized by the Act. To date, a total of 54 compacts and annual funding agreements have been negotiated.

Purpose of Notice

This notice is intended to allow up to 20 new tribes/consortia to be selected to negotiate compacts and annual funding agreements in fiscal year 1997 and calendar year 1997. The interim rules established at 25 CFR 1001.1 to 1001.5 will be used to govern the application and selection process for tribes/consortia to begin their participation in the tribal self-governance program in fiscal year 1997 and calendar year 1997. Applicants should be guided by the requirements in 25 CFR 1001.1 to 1001.5 in preparing their applications. Copies of the interim rules published in the Federal Register on February 15, 1995, may be obtained from the

information contact person identified in this notice.

The Director's decision on the actual number of tribes that will enter negotiations will be made at a later date. Tribes already in the applicant pool will retain their existing ranking with tribes entering the applicant pool under these rules receiving a lower ranking. Being in the applicant pool will not guarantee that a tribe will actually be provided the opportunity to negotiate in any given year. However, it does mean that a tribe will not be passed over by a tribe with a lower ranking in the applicant pool or by a tribe not in the applicant pool, with the exception of a tribe already in the negotiation process.

For example, if the Department determines that 20 tribes will be afforded the opportunity to negotiate self-governance agreements in 1997, the tribes with the highest 20 rankings would be notified and negotiations would be scheduled. The tribe ranked 21 on the list would then have the highest ranking to negotiate a self-governance agreement in 1998 or might enter negotiations in 1997 if one of the first 20 tribes discontinued negotiations. In such a case, the tribe that discontinued negotiations would remain in the applicant pool with its original ranking and would be the first to be selected in 1997 for negotiating agreements commencing in 1998.

Dated: January 26, 1996.
William A. Sinclair,
Director, Office of Self-Governance.
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EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

29 CFR Chapter XIV

Older Workers Benefit Protection Act of 1990 (OWBPA)

AGENCY: Equal Employment Opportunity Commission (EEOC).

ACTION: Third Meeting of Negotiated Rulemaking Advisory Committee.

SUMMARY: EEOC announces the revised dates of the third meeting of the "Negotiated Rulemaking Advisory Committee for Regulatory Guidance on Unsupervised Waivers of Rights and Claims under the Age Discrimination in Employment Act" (the Committee). A Notice of Intent to form the Committee was published in the Federal Register on August 31, 1995, 60 FR 45388, and a Notice of Establishment of the Committee was published in the

Federal Register on October 20, 1995, 60 FR 54207.

DATES: The third meeting will be held on March 6-7, 1996, beginning at 10:00 a.m. on March 6. It is anticipated that the meeting will last for two days. The session of March 7, 1996 will commence at 9:00 a.m..

ADDRESSES: The meeting will be held at the EEOC Headquarters, 1801 L Street, N.W., Washington, D.C. 20507.

FOR FURTHER INFORMATION CONTACT: Joseph N. Cleary, Paul E. Boymel, or John K. Light, ADEA Division, Office of Legal Counsel, EEOC, 1801 L Street, N.W., Washington, D.C. 20507, (202) 663-4692.

SUPPLEMENTARY INFORMATION: All Committee meetings, including the meeting of March 6-7, will be open to the public. Any member of the public may submit written comments for the Committee's consideration, and may be permitted to speak at the meeting if time permits. In addition, all Committee documents and minutes will be available for public inspection on EEOC's Library (6th floor of the EEOC Headquarters).

Persons who need assistance to review the comments will be provided with appropriate aids such as readers or print magnifiers. To schedule and appointment call (202) 663-4630 (voice), (202) 663-4630 (TDD). Copies of this notice are available in the following alternate formats: large print, braille, electronic file on computer disk, and audio tape. Copies may be obtained from the Office of Equal Employment Opportunity by calling (202) 663-4395 (voice), (202) 663-4399 (TDD).

Purpose of Meeting/Summary of Agenda: At the meeting, the Committee will continue to discuss the unsupervised waiver legal issues that will be considered by the Committee in drafting a recommended notice of proposed rulemaking for EEOC approval.

Dated: January 26, 1996.
Francess M. Hart,
Executive Officer.
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29 CFR Chapter XIV

Older Workers Benefit Protection Act of 1990 (OWBPA); Cancellation of Meeting

AGENCY: Equal Employment Opportunity Commission (EEOC).

ACTION: Cancellation of Meeting of Negotiated Rulemaking Advisory Committee.